



DEPARTMENT OF THE NAVY
SOUTHWEST DIVISION
NAVAL FACILITIES ENGINEERING COMMAND
1220 PACIFIC HIGHWAY
SAN DIEGO, CA 92132-5190

M60050.002907
MCAS EL TORO
SSIC NO. 5090.3

5090
Ser 06CC.DG/967
22 November, 2000

Mr. John Scandura
California Environmental Protection Agency
Department of Toxic Substances Control, Region 4
Chief Office of Military Facilities
Southern California Operations
5796 Corporate Avenue
Cypress, CA 90630

Subj: FEDERAL FACILITY AGREEMENT SCHEDULE, OPERABLE UNIT (OU)-3
SITE 1, MARINE CORPS AIR STATION (MCAS) EL TORO

Dear Mr. Scandura:

In accordance with the terms of the Federal Facilities Agreement for MCAS El Toro, a formal extension request for Site 1 was submitted to the FFA parties on 19 October 2000. As outlined in that request, a previous request had been submitted which did not gain full approval. As a result, the Navy went to particular lengths to gain the advance approval of the FFA parties as represented on the Base Closure Team (BCT) prior to the 19 October 2000 request. Draft schedules were discussed at BCT meetings and via conference calls, to ensure that the schedule as proposed had full BCT support. DTSC along with the U.S. EPA and RWQCB representatives were in full support of the proposed schedule as discussed by telephone on 12 October 2000.

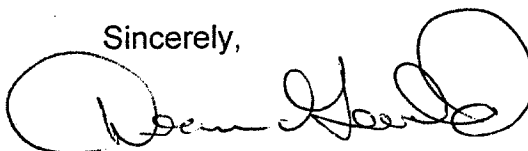
Responding to the 19 October 2000 letter, U.S. EPA approved the request in a letter dated 24 October 2000. Likewise, The RWQCB approved the extension in a letter dated 30 October 2000. A letter was sent by you dated 03 November 2000. The letter stated that you were unable to issue a final decision at that time, given internal RCRA compliance issues that you were trying to resolve, and that the evaluation would be completed shortly.

To date, we have not heard further from DTSC on the schedule extension request. We have received from you, however, notification of a 30 day extension to the 60 day review period for the Draft Work Plan, Phase II Remedial Investigation for Site 1. In accordance with the FFA you cited paragraph 7.7 (c) which allows additional time for "unusually lengthy or complex documents". While the document is not particularly lengthy, we acknowledge the potential complexity of it. We believe that you will find that the Draft Work Plan includes good faith components of agreements reached at previous negotiations with DTSC.

We appreciate your 03 November 2000 response, and your personal efforts to try and resolve the situation within DTSC regarding Site 1. At this time though, and in accordance with the terms of the FFA, giving the FFA parties 7 days to respond to extension requests, the schedule as submitted in our 19 October 2000 letter is deemed by the Navy to be approved by DTSC, and will be formally incorporated as Appendix A. The one modification to this of course, will be the 30-day slip of all dates submitted to reflect the extension in your 13 November 2000 letter.

Thank you again for your diligence to resolve this issue. Please contact me at (619) 532-0784 should you need to discuss this issue.

Sincerely,

A handwritten signature in black ink, appearing to read "Dean Gould", with a large circular flourish on the left side.

DEAN GOULD
Base Realignment and Closure
Environmental Coordinator
By direction of the Commander

Copy to:

Mr. Glenn Kistner, U.S. EPA

Mr. John Broderick, Cal RWQCB, Santa Ana Region